

Filed for intro on 02/09/95
Senate Bill _____
By _____

House No. HB0947
By Davidson

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AN ACT to amend Tennessee Code Annotated,
Section 49-2-201(a), to provide a means of transition from
a method of selecting school board members under prior
law to an elected school board and to clarify the authorized
number of school board members.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-2-201(a), is amended by adding
the following new subdivisions:

(3) To implement the provisions of subdivision (a)(1), the general assembly by
private act, or the local legislative body by resolution, may adopt a plan to accomplish a
transition from a method of selecting school board members authorized under prior law
to an elected school board which is in compliance with subdivision (a)(1). Nothing in this

section shall be construed to require simultaneous election of board members, nor to prevent board members selected under prior law or during a transition period from serving the full term for which they were selected. As part of the implementation process under subdivision (a)(1), the local legislative body may renumber existing school districts. During the transition period, the number of school board members may exceed the number authorized under subdivision (a)(1). A transition plan may not be validly enacted or adopted under this section after September 1, 1996.

(4) A private act enacted by the general assembly or a resolution adopted by a local legislative body prior to the effective date of this act, which established a transition plan as described in subdivision (a)(3), is declared to be in full compliance with the laws of this state. Any and all otherwise valid actions taken by a school board composed of members selected pursuant to such private acts or resolutions are hereby ratified and confirmed.

SECTION 2. Tennessee Code Annotated, Section 49-2-201(a)(1), is amended by deleting the date "January 1, 1993" and substituting instead the date "January 1, 1992", and by inserting immediately after the second sentence the following language: "In addition, the general assembly may authorize by private act any number of school board members which is not less than three (3) nor more than nine (9)."

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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